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Service, Inc. d/b/a Anthem Blue Cross and Blue Shield and
HMO Colorado Inc. d/b/a HMO Nevada*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

SUNRISE HOSPITAL AND MEDICAL
CENTER, LLC

Plaintiff,

vs.

ROCKY MOUNTAIN HOSPITAL AND
MEDICAL SERVICE, INC. d/b/a ANTHEM
BLUE CROSS AND BLUE SHIELD; HMO
COLORADO INC. d/b/a HMO NEVADA

Defendants.

Case No.: 2:18-cv-00761-RFB-GWF

**DEFENDANTS' MOTION FOR
EXTENSION OF TIME TO RESPOND TO
PLAINTIFF'S COMPLAINT
(First Request)**

Defendants Rocky Mountain Hospital and Medical Service, Inc. d/b/a Anthem Blue Cross and Blue Shield and HMO Colorado Inc. d/b/a HMO Nevada (collectively, "Defendants") respectfully move the Court for an extension of time (their first request) to respond to Plaintiff's Complaint, from the current May 3, 2018 deadline to June 2, 2018. This Motion is made pursuant

1 to LR I.A 6-1 and LR 7-2, and is supported by the attached Memorandum of Points and
2 Authorities, and any oral argument this Court may choose to consider.

3 DATED this 30th day of April, 2018

4 PISANELLI BICE PLLC

5 By: 

6 James J. Pisanelli, Esq., Bar No. 4027
7 Debra L. Spinelli, Esq., Bar No. 9695
8 400 South 7th Street, Suite 300
9 Las Vegas, Nevada 89101

10 and

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16 *Attorneys for Rocky Mountain Hospital and Medical*
17 *Service, Inc. d/b/a Anthem Blue Cross and Blue Shield and*
18 *HMO Colorado Inc. d/b/a HMO Nevada*
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MEMORANDUM OF POINTS AND AUTHORITIES

Defendants Rocky Mountain Hospital and Medical Service, Inc. d/b/a Anthem Blue Cross and Blue Shield and HMO Colorado Inc. d/b/a HMO Nevada (collectively, "Defendants") respectfully move the Court for an extension of time (their first request) to respond to Plaintiff's Complaint, from the current May 3, 2018 deadline to June 2, 2018, and in support state as follows:

1. On April 2, 2018, Plaintiff filed its Complaint in the Eighth Judicial District Court, Clark County, Nevada, Case No. A-18-768132-C, styled *Sunrise Hospital and Medical Center, LLC, Plaintiff(s) vs. Rocky Mountain Hospital and Medical Service, Inc., Defendant(s)*. (Dkt. 1, Ex. 2.)

2. Defendants were served with Summons and the Complaint on April 3, 2018. (Dkt. 1, Ex. 2.)

3. On April 26, 2018, Defendants filed a petition for Removal with this Court, removing the case from the Eighth Judicial District Court of Clark County, Nevada to the United State District Court for the District Court of Nevada on the grounds of diversity jurisdiction under 28 U.S.C. § 1332. (Dkt. 1.)

4. Under Federal Rule of Civil Procedure 81(c)(2)(C), Defendants' current deadline to respond to Plaintiff's Complaint is May 3, 2018.

5. Defendants require additional time to investigate Plaintiff's claims and prepare a proper response. This request is brought in good faith and is not made to unnecessarily delay any proceedings in this matter.

6. Thus, Defendants seek an extension of time to respond to Plaintiff's Complaint up through and including June 2, 2018.

7. This is Defendants' first request for an extension of time to respond to Plaintiff's Complaint.

8. Counsel for Defendants has contacted Plaintiff's counsel regarding the requested extension, but at the time of this filing, Plaintiff's counsel has not indicated whether they oppose the instant request for an extension of time.

1 9. Pursuant to Chamber Practices, a proposed Order is also submitted hereto as
2 Exhibit 1.

3 WHEREFORE, Defendants Rocky Mountain Hospital and Medical Service, Inc. d/b/a
4 Anthem Blue Cross and Blue Shield and HMO Colorado Inc. d/b/a HMO Nevada respectfully
5 requests that the Court enter an Order extending the deadline for Defendants to respond to
6 Plaintiff's Complaint to and including June 2, 2018.

7 DATED this 30th day of April, 2018

8 PISANELLI BICE PLLC

9 By: 

10 James J. Pisanelli, Esq., Bar No. 4027
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20 *Attorneys for Rocky Mountain Hospital and Medical*
21 *Service, Inc. d/b/a Anthem Blue Cross and Blue Shield and*
22 *HMO Colorado Inc. d/b/a HMO Nevada*

23 APPROVED:

24 DATED this 15th day of May, 2018.

25 
26 RICHARD F. BOULWARE, II
27 United States District Judge
28

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of Pisanelli Bice PLLC, and that on this 30th day of April, 2018, I caused to be e-filed/e-served through the Court's CM/ECF system a true and correct copy of the foregoing **DEFENDANTS' MOTION FOR EXTENSION OF TIME TO RESPOND TO PLAINTIFF'S COMPLAINT** to the following:

Joshua M. Dickey
Bailey Kennedy
8984 Spanish Ridge Ave.
Las Vegas, NV 89148

Attorney for Plaintiff


An employee of PISANELLI BICE PLLC

EXHIBIT 1

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UNITED STATES DISTRICT COURT

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SUNRISE HOSPITAL AND MEDICAL
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Plaintiff,

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COLORADO INC. d/b/a HMO NEVADA

Defendants.

Case No.: 2:18-cv-00761-RFB-GWF

[PROPOSED] ORDER

This matter comes before the Court upon Defendants Rocky Mountain Hospital and Medical Service, Inc. d/b/a Anthem Blue Cross and Blue Shield and HMO Colorado Inc.'s d/b/a HMO Nevada Motion for Extension of Time to Respond to Plaintiff's Complaint. For good cause shown, the Motion is **GRANTED**.

1 **IT IS THEREFORE ORDERED** that the time for Defendants, Rocky Mountain and
2 Medical Service, Inc. d/b/a Anthem Blue Cross and Blue Shield and HMO Colorado Inc.
3 d/b/a HMO Nevada, to file their response to Plaintiff's Complaint shall be, and hereby is,
4 extended from May 3, 2018 up through and including June 2, 2018.

5 IT IS SO ORDERED this ____ day of _____, 2018

6
7 _____
UNITED STATES DISTRICT COURT JUDGE

8 DATED: _____

9 CASE NO.: 2:18-cv-00761-RFB-GWF
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